

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

SALEENA HART ESGUERRA,

Defendant.

Case No.: 2:21-mj-00907-VCF

FINDINGS AND ORDER

Based on the pending Stipulation between the defense and the government, and good cause appearing therefore, the Court hereby finds that:

1. The parties desire to continue the preliminary hearing to facilitate pre-indictment resolution in the form of a pretrial diversion program. The Court finds good cause to continue the hearing to allow the parties to reach a pre-indictment resolution.

2. Both counsel for defendant and counsel for the government agree to the continuance.

3. Defendant Esguerra is not in custody and agrees to the continuance.

4. This continuance is not sought for the purposes of delay, but to allow counsel an opportunity to examine the merits of this case and terms of pretrial diversion before a finalized resolution can be reached between the parties.

5. Denial of this request could result in a miscarriage of justice, and the ends of justice served by granting this request outweigh the best interest of the public and the defendant in a speedy trial.

1 6. The additional time requested by this stipulation is excludable in computing
2 the time within which indictment must be filed pursuant to the Speedy Trial Act, 18 U.S.C.
3 § 3161(b), and considering the factors under 18 U.S.C. § 3161(h)(7)(A) and (B)(i) and (iv).

4 THEREFORE, IT IS HEREBY ORDERED that the preliminary hearing in the
5 above-captioned matter for defendant Saleena Hart Esguerra, previously scheduled for May
6 15, 2023 at 4:00 p.m., be vacated and continued to June 29, 2023, at
7 4:00 pm in LV Courtroom 3D before Magistrate Judge Cam Ferenbach.

8 DATED this 12th day of May, 2023.

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HONORABLE CAM FERENBACH
UNITED STATES MAGISTRATE JUDGE
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